

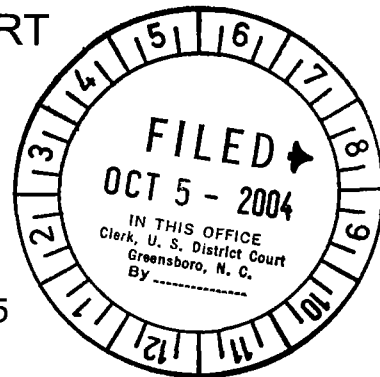
14.

sfw

UNITED STATES DISTRICT COURT
Middle District of North Carolina

MICHAEL ANTHONY DAMMONS,)
)
Petitioner,)
)
v.)
)
THOMAS R. CARROLL, Supt. of)
Johnston Correctional Inst.,)
)
Respondents.)

1:04CV00205



J-U-D-G-M-E-N-T

For the reasons set forth in the order filed contemporaneously with this Judgment,

IT IS HEREBY ORDERED AND ADJUDGED that Respondent's motion for summary judgment [Pleading no. 6] be **GRANTED**, that Petitioner's motion for summary judgment [Pleading no. 8] be **DENIED**, and that this action be, and is hereby, dismissed with prejudice. Finding no substantial issue for appeal concerning the denial of a constitutional right affecting the conviction, nor a debatable procedural ruling, a certificate of appealability is not issued.

October
~~September~~ 5, 2004

James P. Berry
United States District Judge